


UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION

**FILED**  
AUG 18 2014  
  
CLERK

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MICHAEL J. MYERS,

Plaintiff,

vs.

JASON M. GANT, in his official  
capacity as Secretary of State for the  
State of South Dakota,

Defendant.

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CIV 14-4121

ORDER

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Pending are Plaintiff's motion for a preliminary injunction (doc. 9) and Defendant's motion to dismiss (doc. 12). The issues have been fully briefed and a hearing was held on the motions on Monday, August 18, 2014. For the reasons given orally at the August 18, 2014 hearing,

IT IS ORDERED:

1. That Defendant's motion to dismiss is denied.
2. That Plaintiff's motion for a preliminary injunction and the declaratory relief sought by Plaintiff are granted in that the Defendant is ordered to recognize the withdrawal of Caitlin Collier and to place Laura Hubbel's name on the general election ballot as Myers' lieutenant governor running mate.

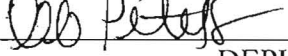
Dated this 18<sup>th</sup> day of August, 2014.

BY THE COURT

  
Lawrence L. Piersol  
United States District Judge

ATTEST:

JOSEPH HAAS, CLERK

BY:   
DEPUTY